

USAID DEVELOPMENT ASSISTANCE GRANT AGREEMENT NO. 615-010

FIRST AMENDMENT

TO THE

DEVELOPMENT ASSISTANCE GRANT AGREEMENT

BETWEEN THE

UNITED STATES OF AMERICA

AND

THE REPUBLIC OF KENYA

FOR

**STRENGTHENING AND SUSTAINING KENYA'S POST ELECTION
RECOVERY**

DATE: 28 SEP 2009

FIRST AMENDMENT TO THE USAID DEVELOPMENT ASSISTANCE GRANT

AGREEMENT NO. 615-010

Between

The United States of America, acting through the United States Agency for International Development ("USAID").

And

The Government of the Republic of Kenya (hereinafter referred to as the "GOK" or "Grantee") acting through the Office of the Deputy Prime Minister and Ministry of Finance".

Article 1: Purpose of Amendment

The purpose of this First Amendment is to: 1) grant additional USAID resources; and 2) increase the current "in-kind" contribution of the Grantee.

This First Amendment to the Development Assistance Grant Agreement No. 615-010 dated 12th day of September 2009 is hereby entered into between the parties above named as follows:

Article 2: Contributions of the Parties.

Section 3.1. USAID Contribution.

Section 3.1 (a) is deleted in its entirety and replaced with the following:

(a) The Grant. To help achieve the Objective set forth in this Agreement, USAID, pursuant to the Foreign Assistance Act of 1961, as amended, has previously obligated the sum of Thirty Five Million, Eight Fifty One Thousand, One Hundred and Twenty One United States ("U.S.") Dollars (\$35,851,121).

In order to further help achieve the Objective and Results set forth in this Agreement, USAID hereby further grants to the Grantee under the terms of this Agreement an additional amount not to exceed Thirty Nine Million, Six Hundred and Twenty Five Thousand United States ("U.S.") Dollars (\$39,625,000) via this First Amendment. This funding through the First Amendment shall be used for activities to support the following eight USAID Program Areas: Conflict Mitigation and Resolution (\$5,500,000), Rule of Law and Human Rights (\$1,000,000), Good Governance (\$5,800,000), Political Competition and Consensus Building (\$3,000,000), Agriculture (\$5,000,000), Private Sector Competiveness (\$7,800,000), Economic Opportunity (\$8,500,000), and

Administration and Oversight (\$3,025,000). The total amount of the Grant is now Seventy Five Million, Four Hundred and Seventy Six Thousand, One Hundred and Twenty One United States ("U.S.") Dollars (\$75,476,121).

Section 3.2. The GOK Contribution.

Section 3.2. (a) is deleted in its entirety and replaced with the following:

(a) The Grantee contribution for the Strategic Objective under this First Amendment is equivalent to Thirteen Million, Two Hundred and Eight Thousand, Three Hundred and Thirty Two United States ("U.S.") Dollars (\$13,208,332) making the total contribution to date Twenty Five Million, One Hundred and Fifty Eight Thousand, Seven Hundred and Four United States ("U.S.") Dollars (\$25,158,704), all contributions on an "in-kind" basis.

Article 3: Attachments

Attachment 1 to Annex 1, Illustrative Budget, is hereby deleted and the attached Attachment 1 to Annex 1, Illustrative Budget, Amendment 1 is substituted in its stead.

Article 4 Other Terms and Conditions

All other terms and conditions of the Development Assistance Grant Agreement, as amended, shall remain in full force and effect.

IN WITNESS WHEREOF, the United States of America and the Grantee, each acting through its duly authorized representatives, have caused this Agreement to be signed in their names and delivered as of the day and year written below.

**FOR THE GOVERNMENT OF THE
REPUBLIC OF KENYA**

BY: [Signature]

NAME: Joseph K. King'ara

TITLE: Permanent Secretary

DATE: 24-1-09



**FOR THE GOVERNMENT OF THE
UNITED STATES OF AMERICA**

BY: [Signature]

NAME: [Signature]

TITLE: [Signature]

DATE: [Signature]

ILLUSTRATIVE BUDGET
(in US Dollars)

Development Assistance Grant Agreement Number 615-010
Strengthening and Sustaining Kenya's Post Election Recovery
Attachment 1 to Annex 1 Amendment 1

	Prior Obligations		This Obligation		Cumulative Obligations		Future Planned Obligations		Planned Life of Activity Funding	
	USAID	Implementing	USAID	Implementing Agency	USAID	Implementing	USAID	Implementing Agency	USAID	Implementing Agency
B. FY 2008 and Beyond Obligations										
Program Area:										
Conflict Mitigation and Reconciliation										
Program Element:	3,751,121	-	5,500,000	-	9,251,121	-	3,600,000	-	12,851,121	-
Conflict Mitigation:	200,000	-	5,500,000	-	5,700,000	-	-	-	-	-
Peace & Reconciliation Processes	3,551,121	-	-	-	3,551,121	-	-	-	-	-
Program Area:										
Rule of Law and Human Rights	1,500,000	-	1,000,000	-	2,500,000	-	-	-	2,500,000	-
Program Elements:										
Constitution, Laws, and Legal Systems	1,500,000	-	1,000,000	-	1,000,000	-	-	-	-	-
Human Rights	-	-	-	-	1,500,000	-	-	-	-	-
Program Area:										
Good Governance	3,350,000	-	5,800,000	-	9,150,000	-	8,800,000	-	17,950,000	-
Program Elements:										
Local Governance and Decentralization	2,000,000	-	5,800,000	-	5,800,000	-	-	-	-	-
Legislative Function and Processes	1,350,000	-	-	-	2,000,000	-	-	-	-	-
Anti-Corruption Reforms	-	-	-	-	1,350,000	-	-	-	-	-
Program Area:										
Pol. Competition and Consensus Building	1,500,000	-	3,000,000	-	4,500,000	-	3,000,000	-	7,500,000	-
Program Elements:										
Consensus-Building Processes	1,500,000	-	3,000,000	-	4,500,000	-	-	-	-	-
Program Area:										
Civil Society	3,350,000	-	-	-	3,350,000	-	-	-	3,350,000	-
Program Elements:										
Civic Participation	3,350,000	-	-	-	3,350,000	-	-	-	-	-
Program Area:										
Agriculture	4,500,000	-	5,000,000	-	9,500,000	-	5,000,000	-	14,500,000	-
Program Elements:										
Agriculture Sector Capacity	4,500,000	-	5,000,000	-	9,500,000	-	-	-	-	-
Program Area:										
Private Sector Competitiveness	9,400,000	-	7,800,000	-	17,200,000	-	7,325,000	-	24,525,000	-
Program Elements:										
Business Enabling Environment	900,000	-	7,800,000	-	900,000	-	-	-	-	-
Workforce Development	8,500,000	-	-	-	16,300,000	-	-	-	-	-
Program Area:										
Economic Opportunity	7,600,000	-	8,500,000	-	16,100,000	-	8,100,000	-	25,200,000	-
Program Elements:										
Inclusive Financial Markets	1,800,000	-	-	-	1,800,000	-	-	-	-	-
Strengthen Microenterprise Productivity	5,800,000	-	8,500,000	-	14,300,000	-	-	-	-	-
Program Support (A&O)	900,000	-	3,025,000	-	3,925,000	-	900,000	-	4,825,000	-
Implementing Agency Contribution: 33.3% of Obligations	-	11,950,372	-	13,208,332	-	25,158,704	-	12,574,999	-	37,733,703
TOTAL:	35,861,121	11,950,372	39,626,000	13,208,332	75,476,121	25,158,704	37,725,000	12,574,999	113,201,121	37,733,703